

**UNITED STATES COURT OF APPEALS
FOR THE
SECOND CIRCUIT**

1:19-cv-00610-RWL

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 19th day of August, two thousand twenty-two.

Josh Webber,

Plaintiff - Appellee,

Muddy Water Pictures LLC, DBA Muddy Water Pictures, Inc.,

Plaintiff-Counter-Defendant - Appellee,

v.

Damon Anthony Dash,

Defendant-Counter-Claimant - Appellant,

Poppington LLC, DBA Damon Dash Studios,

Defendant - Appellant.

ORDER

Docket Nos. 22-928(L),
22-1389(Con)

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: Aug 19 2022

On May 11, 2022, this Court stayed the appeal under docket 22-928 pending the district court's decision on Appellants' motion pursuant to Federal Rule of Civil Procedure 59. The district court has decided the motion, Appellants have filed a new appeal, and the appeals have been consolidated. Now, Appellants have filed a scheduling notification pursuant to the Court's Local Rule 31.2, setting October 12, 2022 as the brief/appendix filing date. The date selected exceeds the time allowed by the Rule.

IT IS HEREBY ORDERED that the appeal under docket 22-928 is lifted from abeyance. Appellants' brief must be filed on or before October 11, 2022. The appeals are dismissed effective October 11, 2022 if the brief is not filed by that date. A motion to extend the time to file the brief or to seek other relief will not toll the filing date. See Local Rule 27.1(f)(1); cf. RLI Insurance Co. v. JDJ Marine, Inc., 716 F.3d 41, 43-45 (2d Cir. 2013)].

For the Court:
Catherine O'Hagan Wolfe,
Clerk of Court

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

Catherine O'Hagan Wolfe

Catherine O'Hagan Wolfe